IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NORTH CAROLINA WESTERN DIVISION CASE NO. 5:11-cv-00167-BR

Rumualdo Lainez and Marvin Rivas Maldonado,))))
Plaintiffs, v.))) NOTICE OF STIPULATION BY) THE PARTIES AS TO) VOLUNTARY DISMISSAL OF) DEFENDANT MICHAEL TART))
Francisco Baltazar, Jr. et al.,)))))
Defendants.)

NOTICE OF STIPULATION BY THE PARTIES AS TO VOLUNTARY DISMISSAL OF DEFENDANT MICHAEL TART

Pursuant to Fed. R. Civ. P. 41(a)(1) (A)(ii), Plaintiffs and Defendants Ann Tart, Douglas Tart, and Across the Lake Farming Company, Inc., through their undersigned counsel, stipulate to the voluntary dismissal of their claims without prejudice in this case as to Defendant Michael Tart due to settlement of their claims.

By: /s/ Caitlin Ryland

Attorney for Plaintiffs

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By: /s/ Terry F. Rose

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Dated: May 7, 2012

CERTIFICATE OF SERVICE

This is to certify that the undersigned has on this date served the *Notice of Stipulation by the Parties to the Voluntary Dismissal of the Defendant Michael Tart* in the above-captioned action on all other parties to this cause by depositing a copy hereof, postage prepaid, in the United States Mail, properly addressed to the attorney for the Defendants Across the Lake Farming Company, Inc., Douglas Tart, and Ann Tart, and the attorneys for the US Department of Labor, the designated agent for Defendant Francisco Baltazar, Jr.

Terry Rose PO Box 2847 212 Bridge Street Smithfield, NC 27577

Attorney for Defendants Across the Lake Farming Company, Inc., Douglas Tart, and Ann Tart

and

Roger W. Wilkinson Attorney

Jonathan M. Kronheim Counsel for Trial Litigation

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Attorneys for the U.S. Department of Labor, Designated Agent for Defendant Francisco Baltazar, Jr.

This the 7th day of May, 2012.

/s/ Caitlin Ryland

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